

AMENDED IN SENATE JANUARY 5, 2006

SENATE BILL

No. 662

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Introduced by Senator Migden

February 22, 2005

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~~An act to amend Section 19501 of the Food and Agricultural Code, relating to animals. An act to add and repeal Section 44259.8 of the Education Code, relating to teacher credentialing.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 662, as amended, Migden. ~~Animal slaughter. Teachers:~~ *California Preliminary (CAP) credential.*

*Existing law authorizes the Commission on Teacher Credentialing to issue an eminence credential to any person who has achieved eminence in a field of endeavor taught or service practiced in the public schools of California. This credential authorizes teaching or the performance of services in the public schools in the subject, subject area, or service, and at the level or levels, approved by the commission as designated on the credential.*

*This bill would require the commission, until January 1, 2012, upon the recommendation of the governing board of a school district, to issue a California Preliminary (CAP) credential to any person who displays knowledge and expertise in a subject area as demonstrated by the qualifications of possession of a postbaccalaureate or graduate degree in one of a number of specified subject matters, 5 or more full-time equivalent years of practice in the field for which the postbaccalaureate or graduate degree was awarded, basic skills proficiency, subject matter competence, and teacher fitness. The bill would make the credential a preliminary single subject teaching credential and would authorize teaching in the subject or subject area, or the performance of services, approved by the commission and*

*designated on the credential. The bill would require the governing board of the school district electing to recommend a person for a CAP credential to enroll candidates for the CAP credential in a preservice training program that is aligned with the California Standards for the Teaching Profession and to develop an individualized program of professional preparation consisting of no less than 150 hours of study designed to assist the candidate in passing the teacher performance assessment. The bill would require each recipient of the CAP credential to complete the preservice training program before providing classroom instruction. The bill would authorize the credential to be issued initially for a 2-year period upon completion of certain requirements and could be renewed for an additional 2-year period upon the recommendation of the governing board of the school district and completion of certain requirements, after which the holder would be eligible for a professional clear teaching credential.*

*The bill would require the commission to report to the Legislature by February 1, 2011, on the number of credentials issued in each subject, the retention rates of candidates who receive a CAP credential, and recommendations for improvement to the program.*

~~Existing law provides that cattle, calves, horses, mules, sheep, swine, goats, fallow deer, and poultry, not including spent hens and small game birds, shall be slaughtered by prescribed methods.~~

~~This bill would provide that the slaughter of spent hens and small game birds is governed by these provisions.~~

~~Because this bill would change the definition of a crime, this bill would impose a state-mandated local program.~~

~~The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.~~

~~This bill would provide that no reimbursement is required by this act for a specified reason.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: ~~yes~~ no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 44259.8 is added to the Education Code,  
2     to read:

1     44259.8. (a) Upon the recommendation of the governing  
2 board of a school district, the commission shall issue a  
3 California Preliminary (CAP) credential to any person who  
4 displays knowledge and expertise in a subject area as  
5 demonstrated by all of the following qualifications:

6     (1) Possession of a postbaccalaureate or graduate degree in a  
7 subject matter specified in Section 44257 from a regionally  
8 accredited institution of higher education.

9     (2) Five or more full-time equivalent years of practice in the  
10 field for which the postbaccalaureate or graduate degree was  
11 awarded.

12     (3) Basic skills proficiency as measured by the test adopted  
13 pursuant to Section 44252.

14     (4) Subject matter competence established pursuant to  
15 paragraph (5) of subdivision (b) of Section 44259 and who is  
16 considered a highly qualified teacher pursuant to the federal No  
17 Child Left Behind Act of 2001 (20 U.S.C. Sec. 6301 et seq.).

18     (5) The person meets the requirements for teacher fitness  
19 pursuant to Sections 44339, 44340, and 44341.

20     (b) The CAP credential is a preliminary single subject  
21 teaching credential. The CAP credential shall authorize teaching  
22 in the subject or subject area, or the performance of services,  
23 approved by the commission and designated on the credential.  
24 The commission shall also approve and designate on the  
25 credential the grade level or levels for which the teaching or  
26 service authorization is valid.

27     (c) The governing board of a school district electing to  
28 recommend a person for the CAP credential shall do all of the  
29 following:

30     (1) Enroll candidates for the CAP credential in a preservice  
31 training program for a minimum of 40 hours of pedagogical  
32 training that is aligned with the California Standards for the  
33 Teaching Profession. A candidate for the CAP credential shall  
34 complete this training before providing classroom instruction.  
35 The preservice training program shall include the following:

36     (A) Preparation in classroom management and organization.

37     (B) Grade-level curriculum content and instructional models  
38 and strategies.

39     (C) Pupil assessment practices.

1     (D) Literacy development in the subject to be authorized on  
2     the credential.

3     (E) Equity, access, and diversity training.

4     (F) Appropriate instructional strategies for English language  
5     learners and pupils with special needs.

6     (2) Develop for each candidate an individualized program of  
7     professional preparation consisting of not less than 150 hours of  
8     study designed to assist the candidate in passing the assessment  
9     specified in paragraph (2) of subdivision (e). The individualized  
10    program of professional preparation shall be based upon the  
11    background and experience of the candidate and shall be  
12    selected from the teacher preparation components of the school  
13    district. The teacher preparation program of the school district  
14    shall meet the state's teacher preparation program standards  
15    and shall be submitted by the school district to the commission  
16    for approval and ongoing accreditation.

17    (A) A school district may enter a consortium of one or more  
18    school districts operating an approved teacher preparation  
19    program pursuant to this section without submitting an  
20    additional program proposal to the commission.

21    (B) A school district may independently adopt and use a  
22    teacher preparation program approved by the commission for  
23    use in another school district, but shall seek separate commission  
24    approval regarding program staff qualifications, program  
25    resources, and plans for candidate support and mentoring.

26    (3) Require each recipient of the CAP credential to complete  
27    the preservice training program specified in paragraph (1) and  
28    the preparation program specified in paragraph (2).

29    (d) Each CAP credential shall be issued initially and renewed  
30    for the following periods of time pending completion of the  
31    requirements of this section:

32    (1) The CAP credential shall be valid for two years to allow  
33    for completion of the requirements of subdivision (e).

34    (2) Upon the recommendation of the governing board of the  
35    school district and the completion of the requirements of  
36    subdivision (e), the CAP credential shall, upon application, be  
37    renewed for two additional years to allow for completion of the  
38    requirement of subdivision (f).

39    (3) Upon the recommendation of the governing board of the  
40    school district and the induction sponsor and completion of the

1 *two-year renewal period and completion of the requirement of*  
2 *subdivision (f), the holder of a CAP credential shall be eligible,*  
3 *upon application, for a professional clear teaching credential.*

4 *(e) Holders of a CAP credential shall meet the following*  
5 *requirements prior to receiving a two-year renewal of the CAP*  
6 *credential:*

7 *(1) Completion of the individualized program of professional*  
8 *preparation offered pursuant to paragraph (2) of subdivision (c).*

9 *(2) Demonstration of basic pedagogical skills by passing the*  
10 *teacher performance assessment that is adopted by the*  
11 *commission pursuant to Section 44320.2. The teacher*  
12 *performance assessment shall be administered by a person who*  
13 *has completed the assessor training program of the commission.*

14 *(f) Prior to obtaining a professional clear teaching credential,*  
15 *holders of a renewed CAP credential shall complete a two-year*  
16 *induction program, as specified in paragraph (2) of subdivision*  
17 *(c) of Section 44259 or Section 44279.1, that is designed to*  
18 *extend the teacher's prior preparation.*

19 *(g) The commission may not accept new applications for the*  
20 *CAP credential after January 1, 2012. Notwithstanding*  
21 *subdivision (i), the commission may grant applicants that applied*  
22 *for the CAP credential on or before January 1, 2012, but have*  
23 *not received the professional clear teaching credential, a CAP*  
24 *credential pursuant to this section as it read on December 31,*  
25 *2011.*

26 *(h) The commission shall report to the Legislature by*  
27 *February 1, 2011, on the following:*

28 *(1) The number of CAP credentials issued in each subject*  
29 *specified in Section 44257.*

30 *(2) The retention rates of candidates who receive a CAP*  
31 *credential.*

32 *(3) Recommendations for improvements to the CAP credential*  
33 *program.*

34 *(i) This section shall remain in effect until January 1, 2012,*  
35 *and as of that date is repealed, unless a later enacted statute that*  
36 *is enacted before January 1, 2012, deletes or extends that date.*

37 ~~SECTION 1. Section 19501 of the Food and Agricultural~~  
38 ~~Code is amended to read:~~

39 ~~19501. (a) Cattle, calves, horses, mules, sheep, swine, goats,~~  
40 ~~fallow deer, or poultry shall be slaughtered by the methods~~

1 prescribed in this section. No state agency shall contract for,  
2 purchase, procure, or sell all or any portion of any animal, unless  
3 that animal is slaughtered in conformity with this chapter. This  
4 chapter applies to any person engaged in the business of  
5 slaughtering animals enumerated in this section, or any person  
6 slaughtering any of those animals when all, or any part of, that  
7 animal is subsequently sold or used for commercial purposes.

8 (b) All cattle, calves, horses, mules, sheep, swine, goats,  
9 fallow deer, or poultry subject to this part, or poultry subject to  
10 Part 1 (commencing with Section 24501) of, Part 2 (commencing  
11 with Section 25401) of, and Part 3 (commencing with Section  
12 26401) of, Division 12 shall be slaughtered by either of the  
13 following prescribed methods:

14 (1) The animal shall be rendered insensible to pain by a  
15 captive bolt, gunshot, electrical or chemical means, or any other  
16 means that is rapid and effective before being cut, shackled,  
17 hoisted, thrown, or cast, with the exception of poultry which may  
18 be shackled.

19 (2) The animal shall be handled, prepared for slaughter, and  
20 slaughtered in accordance with ritual requirements of the Jewish  
21 or any other religious faith that prescribes a method of slaughter  
22 whereby the animal suffers loss of consciousness by anemia of  
23 the brain caused by the simultaneous and instantaneous  
24 severance of the carotid arteries with a sharp instrument.

25 This section applies to the slaughter of spent hens and small  
26 game birds, as defined by the department by regulation.

27 SEC. 2. No reimbursement is required by this act pursuant to  
28 Section 6 of Article XIII B of the California Constitution because  
29 the only costs that may be incurred by a local agency or school  
30 district will be incurred because this act creates a new crime or  
31 infraction, eliminates a crime or infraction, or changes the  
32 penalty for a crime or infraction, within the meaning of Section  
33 17556 of the Government Code, or changes the definition of a  
34 crime within the meaning of Section 6 of Article XIII B of the  
35 California Constitution.